

# CITY OF FALLS CHURCH

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Fiscal Year 2006

(July 1, 2005 through June 30, 2006)

## Consolidated Annual Performance and Evaluation Report (CAPER)

For Housing and  
Community  
Development  
Activities



# Consolidated Annual Performance and Evaluation Report

## Fiscal Year (FY) 2006

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# FY 2006 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT

## I. BACKGROUND

The U.S. Department of Housing & Urban Development provides CDBG and HOME program grants to large cities, counties (i.e., Arlington County), and States to carry out housing and community development activities. The City of Falls Church annually receives federal Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) funds as part of a cooperative agreement with Arlington County, Virginia.

Although the City does not submit an application for CDBG and HOME funds, it must submit a Consolidated Plan to Arlington County and HUD in order to receive those funds. The Consolidated Plan outlines the City's housing and community development needs and its actions to address those needs. The City's Consolidated Plan for Housing and Community Development, approved in December 2004 by the Falls Church City Council, is a community blueprint for meeting the housing and community development needs of Falls Church City residents from Fiscal Year (FY) 2006 through FY 2010. The Plan provides housing demographics and trends, current housing and community development activities, and offers an action plan for future efforts. It was formulated based on recommendations from Falls Church citizens, its leadership, and the housing and human service providers who serve them. For each year identified in the Consolidated Plan, the City also prepares an Action Plan that describes the specific activities that will be undertaken during that year to meet the needs identified in the Consolidated Plan. At the end of each fiscal year, the City prepares a Consolidated Annual Performance and Evaluation Report (CAPER), which provides information on the activities the City implemented during that fiscal year. This CAPER describes the City's efforts to meet the housing and community development needs identified in the FY 2006 Action Plan.

### **Consolidated Plan: Five-Year Strategies**

The City's housing and community development strategies, to be undertaken in the time-frame of the Consolidated Plan, include:

#### **Consolidated Plan Objectives**

Activities within FY 2006 were consistent with all four of the objectives identified in the Consolidated Plan. The Consolidated Plan objectives are listed below:

- Prevent Homelessness & Provide Transitional Housing
- Provide Services to Special Needs Populations
- Create Affordable Housing Opportunities
- Increase Economic Opportunities

## II. SUMMARY OF RESOURCES AND PROGRAM ACCOMPLISHMENTS

### A. Federal and Local Funds to Address the Needs Identified in the Strategic Plan for FY 2006

The City of Falls Church received the following funds for housing and community development activities. As noted below, funds from the previous fiscal year may be carried over into the next fiscal year.

<b>Program</b>	<b>Amount Available</b>
Community Development Block Grant FY 2006	\$ 102,300.00
Community Development Block Grant unexpended in FY 2005	\$ 93,687.69
HOME Investment Partnerships Program funds FY 2006	\$ 52,740.00
HOME Investment Partnerships Program unexpended FY 2005	\$ 38,541.35
<b>Total Funds Available</b>	<b>\$ 287,269.04</b>

### B. FY 2005 Summary of Project Funding and Project Accomplishments

All of the projects in the chart below were funded in part by CDBG or HOME program funds. All beneficiaries for these programs are low- and moderate-income household or persons. Additional information about these programs and their beneficiaries can be found in the narrative section of this report. All activities are in the City of Falls Church, unless noted.

<b>FY 2006 Project Name</b>	<b>Funding Expended</b>	<b>Beneficiaries</b>	<b>Location</b>
Tenant Based Rental Assistance	\$41,115.00 HOME \$11,916.97 CDBG \$40,420 Local Match Funds	18 households 37 persons	Citywide
Housing Rehabilitation: Falls Church Housing Corp.	\$ 18,837.49	8 households	204 Gibson St. 300 S. Maple
CDBG Program Administration	\$ 7,964.65 CDBG \$10,200.00 CDBG to Arlington County	Not Applicable	Not applicable
Services for Special Populations: Therapeutic Recreation	\$ 481.25 CDBG	11 persons	Falls Church Community Ctr.
Falls Church Winter Shelter	\$10,000.00 CDBG	65 persons	217 Gordon Road
Even Start Family Literacy Program	\$ 8,000.00 CDBG	9 households 35 persons	105 N. Virginia Ave.

Housing Law Program	\$ 3,000.00 CDBG	9 households 9 persons	6066 Leesburg Pike (Fairfax County)
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<b>FY 2006 Project Name</b>	<b>Funding Expended</b>	<b>Beneficiaries</b>	<b>Location</b>
First Time Homebuyer Program	\$ 40,000.00 CDBG	5 households received downpayment & closing cost assistance	Citywide
City Hall Rehabilitation: Accessible Ramp renovation to meet with Americans with Disabilities Act standards	\$ 13,726.96 CDBG	50% completed	300 Park Avenue
Transitional Housing For Women	\$ 27,500 CDBG	7 persons	209 E. Broad St.
Small Business Assistance	\$23,600 CDBG	27 persons received technical assistance  19 businesses received technical assistance  14 businesses created	Citywide

### **Unexpended Funds**

At the end of fiscal year 2006, there is approximately \$ 20,360.36 of unspent CDBG funds. The remainder of the funds awarded to the City Hall Rehabilitation Activity/ADA Ramp (\$ 11,273.06) will be expended in fiscal year 2007 for those activities. The remaining balance of funds \$9,087.32 will be awarded as part of the City's Fiscal Year 2008 Notice of Funding Availability.

### **III. FISCAL YEAR 2006 ACTIVITIES**

#### **SUMMARY OF STRATEGIC PLAN PROGRESS AND PRIORITY NEEDS**

The charts in Attachment A provide a quantitative summary of the City's activities to meet housing, homeless, special needs populations, and community/economic development needs.

## IV. Citizen Comments

Citizens were given the opportunity to review and comment on the CAPER for a period of two weeks (14 business days), beginning on August 18, 2006 and concluding on September 6, 2006. No comments were received.

## V. Evaluation of Annual Performance

Refer to Attachment A: FY 2006 Strategic Objectives and Performance Results for specific activities.

### A. Assessment of City's Efforts in Carrying out the Planned Actions

1. **Leveraging:** The City fully leveraged all of its housing and community development programs. As noted throughout this document, the City contributes approximately \$197,283.51 in local funds to provide services not funded with Federal funds.
2. **Certifications:** Provided (see Appendix C)
3. **Hindrance of Plan:** The City executed the Action Plan and all activities in a timely manner without hindrances.

### B. Compliance with CDBG national objectives

All of the City's CDBG funded activities met the CDBG national objective of providing benefits to persons or households with low- and moderate-incomes.

### C. CDBG-funded projects involving displacement

Not applicable – the City did not use CDBG for any project that involved displacing existing occupants from the project site.

### D. Economic Development Activities

The City provided CDBG funds to the Small Business Development Assistance Group as a microenterprise activity, which resulted in the creation of 14 jobs for low- and moderate-income persons.

### E. Rehabilitation Projects

The City's Department of Environmental Services is entering the construction phase of the City Hall ADA ramp rehabilitation project to comply with the Americans with Disabilities Act (ADA) accessibility requirements. CDBG funds were also used to pay for rehabilitation costs for the Transitional Housing for Women (Ives House) activity. No households were displaced as a result of these rehabilitation activities.

## **F. Neighborhood Revitalization Strategy Area (NRSA)**

Not applicable – the City did not use CDBG funds for activities in a NRSA.

## **G. Changes in CDBG Program Objectives**

The City has not changed the objectives of its CDBG program and continues to use CDBG funds for housing and community development activities.

## **VI. Affirmatively furthering fair housing**

*Enforce fair housing laws and work to eliminate unfair housing practices in the City.*

In FY 1997, the City of Falls Church drafted and distributed a local Analysis to Impediments to Fair Housing Choice (AI), and developed a list of strategies to eliminate or reduce the negative impacts of the specific impediments found. The AI is a required part of the Consolidated Plan. The analysis identified specific impediments to fair housing, current activities to address them and recommendations for action. The impediments to fair housing included the following:

- City had not conducted fair housing testing since 1989 to monitor fair housing compliance.
- City's definition of single-family homes (one persons living alone, or two or more persons related by blood, marriage, adoption...or a group of not more than eight persons not related by blood living together...) may limit home sharing options for low-income families, particularly single-family homes. Policy could have a disparate impact given that the City's minority population has lower incomes than the white population; the definition may have a disparate impact on the housing choices of minority residents.
- Guidelines for granting special use permits (e.g., a permit for a group home in a low-density residential district) is vague and may open the process up to subjective decision-making.
- Zoning ordinance makes it difficult to develop affordable housing because the only primarily residential district type in which multi-family dwellings are permitted by-right in the multi-family residential district.
- Overall high cost of housing may constitute a barrier to minorities.

In FY 2002, the City updated the local jurisdictions' section of the Regional Analysis to Impediments to Fair Housing Choice as it pertains to Falls Church. The Regional Analysis, which was an assessment of all the Washington Metropolitan Area jurisdictions, concluded the following:

- Region lacked fair housing testing.
- None of the jurisdictions in the region adopted fair housing laws that were substantially equivalent in terms of the protection provided to victims of housing discrimination under the federal Fair Housing Act.
- Regional definitions of "family" for purposes of defining a "single family home"



may limit certain areas to single family homes (and prohibit group homes).

- Physical and mental impairment not included in several jurisdictions' (including the City) definition of persons who may live in group homes.
- Shortage of housing opportunities or options for disabled persons in the region.
- Only two jurisdictions promulgate occupancy guidelines with regard to familial status discrimination (e.g., a policy that states that any occupancy limits more restrictive than two persons in an efficiency apartment is considered discriminatory. The occupancy provision would apply to a person who is alleging housing discrimination who has one or more children that reside with them).
- Lack of rental housing for large families in the region.
- Local jurisdictions are not currently involved in any lending testing activities.

The City has taken several steps to address and/or eliminate impediments to fair housing choice, including implementing a regular schedule for fair housing testing and fair housing education; implementing a special exception ordinance that grants developers an exception to build housing in commercial districts; implementing a voluntary affordable dwelling unit ordinance that provides for up to 12.5 percent of units in new construction to be affordable to households earning 80 percent of the HUD area median income. Staff of the Housing Division and the Falls Church Housing Commission implemented all fair housing activities listed below with local funds on a citywide basis:

- **Investigation** of fair housing complaints and fair housing counseling services. No fair housing complaints were received in FY2006.
- **Fair Housing Testing.** The City regularly conducts testing for all multifamily units including new mixed-use condominium projects.
- **Fair Housing Education.** Continued the promotion and public awareness of Fair Housing. The Housing Commission made a public proclamation of Fair Housing Month and it was endorsed by the City Council. The City also published a 5-part series in the local news paper (Falls Church News Press) about Fair Housing, including a special segment on defining fair housing, fair housing rights, fair housing protections for persons with disabilities, and fair housing protections for families (persons with children). In FY 2006, the City and the Equal Rights Center conducted fair housing training for City Council, City staff and developers named in the HUD Conciliation Agreement, as well as a Fair Housing Conference for local government staff, housing providers, and housing managers.
- **Collaboration.** Continued participation with the Fair Housing Work Group of the Northern Virginia Regional Commission, Equal Rights Center, U. S. Department of Housing and Urban Development Office of Fair Housing and Equal Opportunity (HUD Headquarters).

The City is also rewriting its Analysis of Impediments to update it for Fiscal Year 2007.

# Attachments

- A: Strategic Plan Objectives and Performance Charts
- B. HOME: Annual Performance Report
- C: Certifications
- D: Notice to citizens regarding availability of the Annual Performance Report for review.
- E: Summary of Citizen Comments
- F. HUD Income Limits
- G. Addendum

# ATTACHMENT A

## STRATEGIC PLAN OBJECTIVES

## SPECIAL NEEDS (Non-Homeless) Populations

Special Needs Subpopulations	Priority Need Level High, Medium, Low, No Such Need	Unmet Need	Persons Served Goal	Actual Units – Persons Served (by Fiscal Year)				
				2006	2007	2008	2009	2010
Elderly	M	415	83	58				
Frail Elderly	M	292	59	18				
Severe Mental Illness	M	46	46	123				
Developmentally Disabled	M	33	33	62				
Physically Disabled	M	197	40	34				
Persons with Alcohol or Drug Addictions	L	71	71	83				
Persons with HIV/AIDS	L	4	4	0				
Other				0				
<b>Total</b>		1028	336					

### Unmet Need

Elderly: population age 62 or older with mobility & physical disabilities that may need supportive services

Frail Elderly: population age 62 older self-care, mobility disabilities that may need supportive services

Severe Mental Illness: population served by Community Services Board (CSB) in FY06 with mental health & mental retardation services

Developmentally Disabled: population served by CSB in FY 06 with mental retardation

Physically Disabled: population age 16 to 64 with physical disabilities

Persons w/ Alcohol/Other Drugs Addictions: population served by CSB in FY 04 with Alcohol & Drug services

### Dollars to address Unmet Need

Severe Mental Illness, Physically Disabled, Persons with Alcohol Other Drug Addictions: CSB FY 2006 budget projected for five years.

Elderly/Frail Elderly: Fairfax County Department of Family Services FY05 budget (divided by 3 and multiplied for five years) plus payment to Fairfax Area Agency on Aging. Sum amount was divided into two to determine amount for frail & elderly households.

Physically Disabled: budgeted amount for Companion Services (supportive for in-place disabled persons) projected over five years (via contract with Fairfax County Department of Family Services).

### Goals

Elderly: # equals 20% of population age 62 or older with mobility & physical disabilities that may need supportive services.

Frail Elderly: # equals 20% of population age 62 older self-care, mobility disabilities that may need supportive services

Physically Disabled: equals 20% of persons age 16 to 64 with physical disabilities

Severe Mental Illness, Developmentally Disabled, Persons w/Alcohol & Other Drug Addictions =population served in FY 2006 through CSB projected for the next five years.

## HOMELESSNESS OBJECTIVES & PERFORMANCE OUTCOMES

Homeless Objective	Goal	Units	Actual Units (by Fiscal Year)				
			2006	2007	2008	2009	2010
1. Provide Transitional Housing for chronically homeless individuals	5	individuals housed	17				
<b>Referrals to regional Homeless Shelter and Service Providers.</b> (Fairfax County Department of Family Services/Falls Church Emergency Winter Shelter referrals to other shelters). Emergency and transitional shelter services. Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: \$51,767 of local funds. Geographic Distribution: Fairfax County.			17				
2. Increase Supply of Affordable Transitional Housing	5	individuals housed	12				
<b>Transitional Housing for Women (Ives House).</b> CDBG funds to pay for rent, operations, and maintenance for a single-family residence for use as a transitional housing facility. Ethnicity/Race Beneficiary Data (individuals): 4 White and 2 Black/African American. Funding Expended: \$27,500. Geographic Distribution: 209 E. Broad Street.			6				
<b>Miller House Transitional Housing. (Center for Multicultural Human Services) City provides city-owned home (in-kind; no rent charged) to be used as emergency/transitional housing for women in crisis. Participants are moved into transitional housing within 3 months of arrival at Miller House.</b> Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: not calculated. Geographic Distribution:			6				
3. Provide Emergency Winter Shelter	12	residents	65				
<b>Falls Church Emergency Winter Shelter.</b> CDBG funds used to pay for staffing for a 12-bed shelter administered by the Friends of the Falls Church Shelter. Shelter will be open during October through March of the year; eligible shelter residents are homeless individuals who have been referred from other shelters due to lack of space at the larger shelters. Ethnicity/Race Beneficiary Data (individuals): 23 White, 31 Black/African American, 1 Asian, 1 American Indian/Alaskan Native & White, 7 Hispanic, 2 Other/Multiracial. Funding Expended: \$10,000 of CDBG funds, operation of shelter in City property. Geographic Distribution: 217 Gordon Road.			65				

## SPECIAL NEEDS OBJECTIVES & PERFORMANCE OUTCOMES

Special Needs Objectives	Goal	Units	2006	2007	2008	2009	2010
Reduce Risk of Homelessness	10	Households (HHs) with reduced rent burden	4				
<b>Emergency Assistance.</b> (Housing and Human Services Division). Emergency rent, utilities, and/or security deposits and case management services to households with low incomes to help prevent homelessness. Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: \$1,775.28. Number of persons served: three people for rental assistance, zero persons received utility assistance, and one person received security deposits. Geographic Distribution: Citywide			4				
Assistance for Independent Living	5	Sites where barriers are removed	4				
<b>Services to people with visual disabilities.</b> (Metropolitan Washington EAR). Blind, visually impaired, and physically disabled residents receive free services, such as audio news, via the Internet or telephone. Ethnicity/Race Beneficiary Data: not collected. Funding Expended: \$600 budgeted in local funds for FY 2006. Geographic Distribution: Citywide.			4				
<b>Americans with Disabilities Act Improvements to City Hall.</b> Redesign and modification of the accessibility ramp on the East Wing of City Hall to meet ADA Guidelines. Ethnicity/Race Beneficiary Data: not collected – serves all in City. Funding Expended: \$~13,726.96. Geographic Distribution: 300 Park Avenue (City Hall).			0				
Increase Housing for Disabled Households	1	Applications received from households with disabilities	8				
<b>Affordable Dwelling Unit/Tenant Based Rental Assistance Program Outreach.</b> (Housing & Human Services Division). Conducted information and outreach sessions to residents and the broader community regarding the City's homeownership (for Byron ADU Condominium, Rolling Tr ADU TH resale and Grace Ln ADU TH resale) and rental assistance. Persons with disabilities received priority rank/points. Ethnicity/Race Beneficiary Data (total applicants): 83 White/Caucasian, not of Hispanic Origin, 4 Asian & White, 33 Hispanic, 10 Other/Multiracial, 40 Black/African American not of Hispanic Origin, 30 Asian, 3 Amer. Indian/Alas. Native & Bk/African Amer., and 3 Black/African-American & White. Funding Expended: \$100 local funds; \$800,000 developer/City subsidy through reduced cost to buyers; see Tenant Based Rental Assistance for other funding. Geographic Distribution: Citywide.			8				

**SPECIAL NEEDS  
OBJECTIVES & PERFORMANCE OUTCOMES  
(cont'd.)**

Special Needs Objectives	Goal		2006	2007	2008	2009	2010
Increase access to public services for persons with developmental disabilities	40	Persons with developmental disabilities participating in City-sponsored activities	11				
<b>Therapeutic Recreation.</b> CDBG funds for therapeutic recreation specialist to implement recreation activities for adults with developmental disabilities. Ethnicity/Race Beneficiary Data: 10 White/Caucasian, not of Hispanic Origin, and 1 Other Multiracial. Funding Expended: \$481.25 CDBG funds. Geographic Distribution: Citywide.			11				

<b>PRIORITY HOUSING NEEDS (Households)</b>	<b>Priority Need Level High, Medium, Low</b>	<b>Unmet Need</b>	<b>Goals</b>	<b>Households Served in FY06</b>
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<b>Renter</b>	<b>Small Related</b>	0-30%	<b>H</b>	57	35	2
		31-50%	<b>H</b>	53	32	3
		51-80%	<b>H</b>	23	14	0
	<b>Large Related</b>	0-30%	<b>L</b>	N/A	N/A	1
		31-50%	<b>H</b>	18	11	1
		51-80%	<b>H</b>	14	9	0
	<b>Elderly</b>	0-30%	<b>H</b>	63	38	32
		31-50%	<b>H</b>	59	36	25
		51-80%	<b>H</b>	25	15	6
	<b>All Other</b>	0-30%	<b>H</b>	52	32	4
		31-50%	<b>H</b>	45	27	4
		51-80%	<b>H</b>	54	33	3
<b>Owner</b>		0-30%	<b>H</b>	64	39	0
		31-50%	<b>M</b>	33	7	0
		51-80%	<b>M</b>	73	15	7
<b>Special Needs</b>		0-80%	<b>M</b>	10	5	0
<b>Total Goals</b>					<b>348</b>	<b>88</b>
<b>Total 215 Goals</b>					<b>302</b>	31
<b>Total 215 Renter Goals:</b> rental housing that is affordable to households with very low-, low- or moderate-incomes and rents are not greater than the Section 8 Fair Market Rent Limits or rents do not exceed 30% of the monthly income for households earning no more than 65% of the HUD area median income limits.					<b>282</b>	24
<b>Total 215 Owner Goals:</b> purchased housing that is affordable to households with extremely low-, low- or moderate incomes and the sales price does not exceed the HUD Single Family maximum sales prices for insured units or the unit is being rehabilitated and the post-rehabilitation value does not exceed the Single Family maximum income limits.					<b>20</b>	7



<b>PRIORITY COMMUNITY DEVELOPMENT NEEDS</b>	<b>Priority Need Level</b> High, Medium, Low, No Such Need	<b>Unmet Priority Need</b>	<b>Dollars to Address Unmet Priority Need</b>	<b>Goals</b>	<b>Actual Units</b>
<b>PUBLIC FACILITY NEEDS</b> (projects)					
Senior Centers	<b>L</b>	-	\$500	-	197
<b>Falls Church Senior Center</b> (City of Falls Church). Provides lunch, recreation and education activities for elderly area residents. Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: \$500 of local funds. Geographic Distribution: Fairfax County (with slots for City residents).					197
Handicapped Centers	<b>L</b>	-	N/A	-	
Homeless Facilities	<b>L</b>	-	51767	-	82
<b>Regional Homeless Shelter and Service Provider Referrals.</b> (Fairfax County Department of Family Services). Emergency and transitional shelter services. Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: \$51,767 of local funds. Geographic Distribution: Fairfax County (with slots for City residents).					17
<b>Falls Church Emergency Winter Shelter.</b> CDBG funds used to pay for staffing for a 12-bed shelter administered by the Friends of the Falls Church Shelter. Shelter will be open during October through March of the year; eligible shelter residents are homeless individuals who have been referred from other shelters due to lack of space at the larger shelters. Ethnicity/Race Beneficiary Data (individuals): 23 White, 31 Black/African American, 1 Asian, 1 American Indian/Alaskan Native & White, 7 Hispanic, 2 Other/Multiracial. Funding Expended: \$10,000 of CDBG funds, operation of shelter in City property. Geographic Distribution: 217 Gordon Road.					65
Youth Centers	<b>L</b>	-	-	-	
Child Care Centers	<b>L</b>	-	-	-	
Health Facilities	<b>H</b>	-	-	-	
Neighborhood Facilities	<b>L</b>	-	-	-	
Parks and/or Recreation Facilities	<b>H</b>	1	\$10,000	1	
Parking Facilities	<b>L</b>	-	-	-	
Non-Residential Historic Preservation	<b>L</b>	-	-	-	
Other Public Facility Needs	<b>L</b>	-	-	-	
<b>Americans with Disabilities Act Improvements to City Hall.</b> Redesign and modification of the accessibility ramp on the East Wing of City Hall to meet ADA Guidelines. Ethnicity/Race Beneficiary Data: not collected – serves all in City. Funding Expended: \$~13,726.96. Geographic Distribution: 300 Park Avenue (City Hall).				-	0
<b>INFRASTRUCTURE</b> (projects)					
Water/Sewer Improvements	<b>L</b>	-	-	-	
Street Improvements	<b>L</b>	-	-	-	
Sidewalks	<b>H</b>				

**PRIORITY COMMUNITY DEVELOPMENT NEEDS (cont'd).**

<b>PRIORITY COMMUNITY DEVELOPMENT NEEDS</b>	<b>Priority Need Level</b> High, Medium, Low, No Such Need	<b>Unmet Priority Need</b>	<b>Dollars to Address Unmet Priority Need</b>	<b>Goals</b>	<b>Actual Units</b>
<b>INFRASTRUCTURE</b> (projects)					
Solid Waste Disposal Improvements	<b>L</b>	-	-	-	
Flood Drain Improvements	<b>L</b>	-	-	-	
Other Infrastructure Needs: Street Lighting	<b>H</b>				
<b>PUBLIC SERVICE NEEDS</b> (people)					
Senior Services	<b>H</b>		\$50,425		N/A
<b>Adult and Aging Services</b> (Fairfax County Department of Family Services). Senior adults age 60 and over and adults over 18 with disabilities receive assessments, care plans, home based care, case management, and limited transportation or energy bill assistance. Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: \$50,425 of Local Funds. Geographic Distribution: Citywide.					N/A
Handicapped Services	<b>L</b>	-	-	-	45
<b>Therapeutic Recreation</b> (Housing and Human Services Division). CDBG funds for therapeutic recreation specialist to implement recreation activities for disabled adults. Ethnicity/Race Beneficiary Data: 10 White/Caucasian, not of Hispanic Origin, and 1 Other Multiracial. Funding Expended: \$575 CDBG funds. Geographic Distribution: Citywide.				-	11
<b>MetroAccess</b> (City of Falls Church/Washington Metropolitan Area Transportation Authority). General-purpose curb-to curb para transit service for persons with disabilities who cannot use accessible public transportation due to their disabilities. Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: Local Funds. Geographic Distribution: Citywide					34
Youth Services	<b>L</b>	-	\$113,228.21	-	3
Child Care Services	<b>L</b>	-	-	-	
Transportation Services	<b>H</b>		\$27,300		54
<b>Farewheels Taxi Supplements</b> (City of Falls Church/Taxicab providers). Free taxi coupons from local taxi companies to provide rides for City residents at least 62 years of age, or permanently and totally disabled. Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: \$27,300 Local Funds. Geographic Distribution: Citywide					54
Crime Awareness	<b>H</b>	-	-	-	-

**PRIORITY COMMUNITY DEVELOPMENT NEEDS (cont'd).**

<b>PRIORITY COMMUNITY DEVELOPMENT NEEDS</b>	<b>Priority Need Level</b> High, Medium, Low, No Such Need	<b>Unmet Priority Need</b>	<b>Dollars to Address Unmet Priority Need</b>	<b>Goals</b>	<b>Actual Units</b>
Substance Abuse Services	<b>L</b>	-	-	-	257
<b>Residential and support services to people with disabilities.</b> (Fairfax-Falls Church Community Services Board). Services to people with mental health and substance abuse disabilities and persons who are mentally retarded. Funded with local funds: 132,000 budgeted in FY 2006. Geographic Distribution: Citywide. Number of Persons Served: 83 persons for alcohol and drug services; 123 persons for mental retardation early intervention services, and 51 persons for mental health services.				-	257
Employment Training	<b>L</b>	-	-	-	
Health Services	<b>H</b>		\$6,008		19
<b>Baileys Health Services.</b> General health clinic services for income eligible households. Ethnicity/Race Beneficiary Data: Unknown. Funding Expended: \$6,008 Local Funds. Geographic Distribution: Citywide.					19
Lead Hazard Screening	<b>L</b>	-	-	-	0
<b>Reduced lead-based paint hazards</b> (Fairfax County Health Department). Lead-based paint screening, testing and treatment for City residents. Ethnicity/Race Beneficiary Data: not collected. Funds Expended: \$ 132,000 of local funds (for all services from the Fairfax County Health Department). There were no reports of confirmed or suspected lead-based paint hazards for FY 2006. Geographic Distribution: Citywide.					0
Other Public Service Needs	<b>L</b>	-	-	-	740
<b>Legal Services-Housing Law Program. (Legal Services of Northern Virginia).</b> CDBG funds used to pay for staff costs associated with the delivery of legal representation and advocacy for families who are at-risk for eviction and homelessness. Ethnicity/Race Beneficiary Data: 6 White and 2 Other Multiracial. Funding Expended: \$10,000. Geographic Distribution: Citywide					9
<b>Landlord-tenant and housing information services.</b> (Housing and Human Services Division). Received/investigated landlord-tenant complaints; referrals for housing services. Ethnicity/Race Beneficiary Data: not collected. Funding Expended: Not tracked. Approximately 81 phone calls/referrals and 731 contacts for housing information services. Geographic Distribution: Citywide.					731

**PRIORITY COMMUNITY DEVELOPMENT NEEDS (cont'd).**

<b>PUBLIC SERVICE NEEDS (people)</b>	<b>Priority Need Level</b> High, Medium, Low, No Such Need	<b>Unmet Priority Need</b>	<b>Dollars to Address Unmet Priority Need</b>	<b>Goals</b>	<b>Actual Units</b>
<b>Homeless Services.</b> (Housing and Human Services (HHS) Division) Coordinate with the City Sheriff's Office to provide early intervention services to persons and families at risk of homelessness due to eviction. Ethnicity/Race Beneficiary Data: not collected. Funding Expended: Not tracked. Geographic Distribution: Citywide.					33
<b>Domestic Violence Services for Victims.</b> (Housing and Human Services (HHS) Division) Coordinated with the City's Police Department to assist victims of domestic violence who were in need of shelter or support services. Ethnicity/Race Beneficiary Data: not collected. Funding Expended: Not tracked. Geographic Distribution: Citywide.					38
<b>Emergency Services Assistance.</b> (Housing and Human Services (HHS)). Emergency food or medical prescriptions and case management services to households with low incomes to help prevent homelessness. Ethnicity/Race Beneficiary data: not collected. Funding Expended: \$10.00 Geographic Distribution: Citywide.					1

<b>ECONOMIC DEVELOPMENT</b>					
ED Assistance to For-Profits (businesses)	<b>L</b>	-	-	-	
ED Technical Assistance (businesses)	<b>L</b>	-	-	-	
Micro-Enterprise Assistance (businesses)	<b>L</b>	-	-	-	
<b>Small Business Assistance</b> (Business Development Assistance Group (BDAG)). Technical assistance to 33 individuals. Nineteen businesses received technical assistance and 14 businesses were created or relocated to the City. Ethnicity/Race Beneficiary Data (persons): 14 Hispanic, 16 White, 4 Black/African American, 6 Asian, and 1 Other/Multiracial. Beneficiaries also included four persons with disabilities and eight female-headed households. Funding Expended: \$26,300 CDBG. Geographic Area: Citywide.					14
Rehab; Publicly- or Privately-Owned Commercial/Industrial (projects)	<b>L</b>	-	-	-	
C/I* Infrastructure Development (projects)	<b>L</b>	-	-	-	
Other C/I* Improvements (projects)	<b>L</b>	-	-	-	

	<b>Priority Need Level</b> High, Medium, Low, No Such Need	<b>Unmet Priority Need</b>	<b>Dollars to Address Unmet Priority Need</b>	<b>Goals</b>	<b>Actual Units</b>
<b>PLANNING</b>	<b>L</b>	-	\$53,000	-	10 Activities
<b>CDBG Program Administration</b> (Housing and Human Services Division). Provided program management, monitoring and assessment, environmental review and technical assistance to CDBG subrecipients. Ethnicity/Race Beneficiary Data: see CDBG activities. Funds Expended: \$7,964.65 CDBG funds, \$52,147.95 in local funds. Geographic Distribution: Citywide.					10 CDBG Activities

**TOTAL DOLLARS NEEDED:**

\$10,000

## HOUSING OBJECTIVES & PERFORMANCE OUTCOMES

### RENTAL HOUSING

Objective	Units	Goal	Actual Units (by Fiscal Year)				
			2006	2007	2008	2009	2010
1. Provide rental assistance to extremely low and low income renters who are rent burdened	Units made affordable	12-60	146				
<b>Tenant Based Rental Assistance.</b> (Housing and Human Services Division). Rental subsidies to households (HHs) with low and extremely low-incomes for a period of up to eighteen (18) months. CDBG funds will be used to pay for personnel costs associated with the administration of this activity. HHS will pay no more than 30% of monthly income for rent; HOME funds used to pay remainder of monthly rent, subject to compliance with program guidelines. Ethnicity/Race beneficiary data: 18 households, 12 white persons, 3 Black/African-American, two Asian, and one Hispanic. Funding Expended: \$41,115 in HOME funds, \$11916.97 in CDBG funds for TBRA program administration and \$40,420 in local match funds. Geographic Distribution: Citywide.			36				
<b>Housing Choice Voucher rental assistance.</b> (Fairfax County Redevelopment & Housing Authority). City residents with low and extremely low-incomes receive a rent subsidy through this federal program. Ethnicity/Race Beneficiary Data: not collected by City. Funding Expended: through Section 8 Housing Choice Voucher program. Geographic Distribution: Citywide and any jurisdiction that accepts Housing Choice Vouchers.			43				
<b>Rental assistance and property tax relief to elderly and disabled resident households.</b> This program provides tax and rent relief to sixty (60) income-eligible elderly and disabled City residents to reduce the cost burden of housing for vulnerable residents. Ethnicity/Race Beneficiary Data: not collected. Funds Expended: 87,156.24 of local funds. Geographic distribution: Citywide.			60				
Emergency Assistance. (Housing and Human Services Division). Emergency rent, utilities, and security deposits and case management services to households with low incomes to help prevent homelessness. Ethnicity/Race Beneficiary Data: not collected. Funding Expended: 1,215.28 of persons served: three people for rental assistance, zero persons for utilities and one person for security deposit.			4				
<b>Assisted Living</b> (City of Falls Church/Sunrise Assisted Living, Inc.) City negotiated with owner to offer beds at the Sunrise Assisted Living facility at discounted rental rates for elderly households with low-incomes. Ethnicity/Race Beneficiary Data: not collected. Funds Expended: no local funds. Geographic distribution: 330 N. Washington St.			3				

# HOUSING OBJECTIVES & PERFORMANCE OUTCOMES

## RENTAL HOUSING (cont'd).

Objective	Units	Goal	Actual Units (by Fiscal Year)				
			2006	2007	2008	2009	2010
1. Build mixed-income multi-family units affordable to low /moderate households (HH) (using developer financing and technical assistance)	Units constructed	30	0				
2. Acquire land to sell/provide to development community for affordable housing	Units built	30	0				
3. Institute landlord incentive program to encourage property owners of single family homes to advertise and rent units to HHs that have completed housing counseling	New affordable rental units	5	0				

## HOUSING OBJECTIVES & PERFORMANCE OUTCOMES

### OWNER HOUSING

Owner Objective	Units	Goal	Fiscal Year				
			2006	2007	2008	2009	2010
1. Build ownership units affordable to low/moderate income HHs	Units constructed	40	4				
Affordable Dwelling Units (at the Byron Condominium). Through negotiations with the developer, four one- and two-bedroom condominium units within the Byron will be offered at prices affordable to moderate income households. Ethnicity/Race Beneficiary Data: 4 households – 1 Hispanic, 1 White, 1 African American; and 1 Asian. One female headed household. Funding Expended: \$40,000 of CDBG funds. Geographic Distribution: Citywide.							
2. Increase homebuyer assistance for employees in the City	Units sold	20	3				
<b>Downpayment and Closing Cost Assistance.</b> City provided deferred payment loans of up to \$20,000 each to homebuyers with low- and moderate-incomes. Ethnicity/Race Beneficiary Data: 3 households – 0 Hispanic, 1 White, 1 African American; and 1 Asian. One female headed household. Funding Expended: \$40,000 of CDBG funds. Geographic Distribution: Citywide.			3				
3. Assist with acquisition of land to develop for-sale affordable housing	Units built	10	0				



## COMMUNITY DEVELOPMENT OBJECTIVES & PERFORMANCE OUTCOMES

Community Development Objective	Units	Goal	2006	2007	2008	2009	2010
1. Ensure equal access to housing and counseling	Households	10	90				
2. Promote affordable housing development (Byron)	Projects	4	1				
3. Increase housing opportunities for persons with disabilities (ADU & TBRA Programs)	Persons	20	8				
4. Increase household economic stability with individual savings accounts	Households	3	0				
Public Facilities Objective	Units	Goals	Fiscal Year				
			2006	2007	2008	2009	2010
1. Improve access to public facilities to accommodate persons with physical disabilities	Sites	5	1				
<b>Americans with Disabilities Act Improvements to City Hall.</b> Redesign and modification of the accessibility ramp on the East Wing of City Hall to meet ADA Guidelines. Ethnicity/Race Beneficiary Data: not collected – serves all in City. Funding Expended: \$13,726.96. Geographic Distribution: 300 Park Avenue (City Hall).			1				
Public Services Objectives	Units	Goals	Fiscal Year				
			2006	2007	2008	2009	2010
1. Increase self-sufficiency activities through education, job-training programs.	# of individuals with increased literacy or job placements	48 individuals	36				
<b>Even Start Family Literacy Program.</b> (Falls Church Public Schools (Mt. Daniel Elementary School)). Parents of pre-school age-children participated in reading and career preparation while their children received literacy training to ensure preparation for kindergarten. CDBG funds paid for the rent for the Even Start space and tuition assistance. Funds Expended: \$8,000 of CDBG funds. Ethnicity/Race Beneficiary Data (persons): 18 Hispanic, 22 White, 7 Black/African-American individuals, and 9 Asian individuals. One household with disabilities and two female-headed households. Geographic Distribution: Citywide with location at 105 N. Virginia Ave.			35				

## COMMUNITY DEVELOPMENT OBJECTIVES & PERFORMANCE OUTCOMES (cont'd.)

Public Services Objectives (cont'd).	Units	Goals	Fiscal Year				
			2006	2007	2008	2009	2010
<b>Emergency Services Assistance.</b> (Housing and Human Services (HHS)). Emergency food or medical prescriptions and case management services to households with low incomes to help prevent homelessness. Ethnicity/Race Beneficiary data: not collected. Funding Expended: \$10.00. Number of persons served: one person for food coupons.			1				

Economic Development Objectives	Units	Goals	2006	2007	2008	2009	2010
1. Increase job retention and creation. Provide incentives to hire persons with disabilities/English as a second language	Individuals	10	0				
2. Promote workforce development in agreements with businesses to hire low/moderate income persons	Jobs	10	0				

**SUPPLEMENTAL HOME PROGRAM  
ANNUAL PERFORMANCE REPORT  
JULY 1, 2005 - JUNE 30, 2006**

**I. BACKGROUND**

The City utilizes Home Investment Partnership (HOME) Program funds to provide housing or housing opportunities for residents with low- and moderate-incomes. Creating affordable housing opportunities for residents with low- and moderate-incomes is a focus for the use of federal funds given this critical gap in the City's housing infrastructure.

*Consolidated Plan: Five Year Strategies*

The City's Consolidated Plan identifies rental assistance for families with extremely low- and low-incomes, persons with special needs, and elderly households as a high priority. To address this need, the City has devoted its entire annual HOME award to the provision of rental assistance to low and moderate-income households. While this expenditure of HOME funds benefits approximately 17 households per year, there is still a significant need for rental assistance in this community.

**II. RESOURCES**

**A. Federal and Local Funds**

The City of Falls Church expended \$41,115 in HOME funds (including carryover) in FY 2006. The City contributed \$40,420 from local funds to meet the Federal HOME program match requirements. In addition, the City expended \$11,916.67 of CDBG funds for TBRA administration.

**B. Leveraging Private and Non-Federal Funds**

The City of Falls Church is required to provide matching funds equal to \$.25 for every \$1.00 of HOME program funds spent. In addition to the \$40,420 match requirement for FY 2006, the City included a match credit of \$2569.69 of local funds as part of the refinance of Winter Hill Apartments for elderly and disabled households with low-incomes that occurred in 2000.

**III. FY 2006 ACTIVITIES**

**Tenant-Based Rental Assistance**

The Falls Church Housing and Human Services Division provided rental assistance to households with extremely low or low-incomes and at risk of homelessness. Beneficiaries: 18 households, 12 white persons, 3 Black/African-American, two Asian, and one Hispanic. Funding Expended: \$41,115 in HOME funds, \$11,916.97 in CDBG funds for TBRA program administration and \$40,420 in local match funds.

#### **IV. RESULTS OF HOME INSPECTIONS**

All apartment units that were occupied by households that received TBRA this year were inspected as applications were approved. All of the following units were inspected and met HUD's Housing Quality Standards for the following apartment buildings: Broadfalls, Merrill House, Lee Square, and the Fields of Falls Church.

#### **V. AFFIRMATIVE MARKETING**

Residents participating in the rental assistance program are notified about the program through fliers and press releases that appear in local newspapers. Information was distributed in both English and Spanish. In addition, fliers were distributed in neighborhoods with high concentrations of racial and ethnic minorities and/or high concentrations of low and moderate-income residents. Flyers were also distributed to the managers of all of the apartment complexes. Additionally, callers with Limited English Proficiency (LEP) have access to telephone interpreters.

#### **VI. MINORITY OUTREACH**

The Falls Church Housing and Human Services administers HOME funded tenant-based rental assistance. City staff continues to publicize the HOME program and to provide technical assistance to nonprofit housing sponsors that serve minority groups.

The City has a history of conducting business with minority and women entrepreneurs. We continue to market the program to the community civic groups, including organizations that target services to minorities.

**CERTIFICATIONS**

Each year the City reconfirms to HUD its commitment to a range of legal requirements related to housing and community development programs on topics as diverse as citizen participation and lead-based paint. This CAPER will be forwarded to HUD and will include the attached certifications.

## **CERTIFICATIONS**

In accordance with the applicable statutes and the regulations governing the Housing and Community Development Plan regulations, the jurisdiction certifies that:

**Citizen Participation Plan --** It is following a detailed citizen participation plan which:

1. Provides for and encourages citizen participation, with particular emphasis on participation by persons of low and moderate income who are residents of slum and blighted areas and of areas in which funds are proposed to be used, and provides for participation of residents in low and moderate income neighborhoods as defined by the local jurisdiction;
2. Provides citizens with reasonable and timely access to local meetings, information, and records relating to the grantee's proposed use of funds, as required by the regulations of the Secretary, and relating to the actual use of funds under the Act;
3. Provides for technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals with the level and type of assistance to be determined by the grantee;
4. Provides for public hearings to obtain citizen views and to respond to proposals and questions at all stages of the community development program, including at least the development of needs, the review of proposed activities, and review of program performance, which hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries, and with accommodation for the handicapped;
5. Provides for a timely written answer to written complaints and grievances, within 15 working days where practicable; and
6. Identifies how the needs of non-English speaking residents will be met in the case of public hearings where a significant number of non-English speaking residents can be reasonably expected to participate.

**Citizen Participation --** Prior to submission of its housing and community development plan to HUD, the jurisdiction has:

1. Met the citizen participation requirements of §91.105.
2. Prepared its housing and community development plan and annual use of funds in accordance with §91.105 and made its housing and community development plan submission available to the public.

**Affirmatively Further Fair Housing --** The jurisdiction will affirmatively further fair housing,

prepare an analysis of impediments and maintain records pertaining to carrying out this certification.

**Anti-Discrimination** -- The grants will be conducted and administered in compliance with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601-3620), the Age Discrimination Act of 1975, Executive Orders 11063, 11625, 12138, 12432 and 12892, Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794), the Americans with Disabilities Act (title II) and implementing regulations.

**Anti-displacement and Relocation Plan** -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, as required under §91.225 and Federal implementing regulations; and that it has in effect and is following a residential anti-displacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, and the relocation requirements of §91.225 governing optional relocation assistance under section 105(a)(11) of the Housing and Community Development Act of 1974, as amended.

**Drug Free Workplace** -- It will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about
  - (a) The dangers of drug abuse in the workplace;
  - (b) The grantee's policy of maintaining a drug-free workplace;
  - (c) Any available drug counseling, rehabilitation, and employee assistance programs; and
  - (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will -
  - (a) Abide by the terms of the statement; and
  - (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted:
  - (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
  - (b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.
8. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

City of Falls Church  
Housing and Human Services Division  
300 Park Ave.  
Falls Church, VA 22046

Check \_\_\_ if there are workplaces on file that are not identified here. The certification with regard to the drug-free workplace is required by 24 CFR part 24, subpart F.

**Anti-Lobbying --** To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;



2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraph (n) of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly; The jurisdiction is in compliance with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms, if required by that part.

**Legal Authority --** It possesses legal authority under State and local law to make grant submissions and to execute a community development and housing programs and the jurisdiction's governing body has duly adopted or passed as an official act a resolution, motion or similar action authorizing the person identified as the official representative of the grantee to submit the housing and community development plan and amendments thereto and all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the grantee to act in connection with the submission of the housing and community development plan and to provide such additional information as may be required;

**Applicable Laws --** The jurisdiction will comply with the other provisions of the Acts covering programs covered by the HCD plan and with other applicable laws.

On file copy in HHS office

August 21, 2006

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Wyatt Shields  
Acting City Manager

Roy Thorpe, Jr.

\_\_\_\_\_  
Reviewed and approved as to form:  
City Attorney

## Specific CDBG Certifications

The Entitlement Community certifies that:

**Use of Funds --** It has developed its HCD plan one-year projected use of funds so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight; (the projected use of funds may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available); except that the aggregate use of CDBG funds received under section 106 of the Housing and Community Development Act of 1974, as amended, and if applicable, under section 108 of the same Act, during program year(s) 1996, 1997, 1998 (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that not less than 70 percent of such funds are used for activities that benefit such persons during such period;

**Community Development Plan --** It has developed a community development plan, for the period specified in the paragraph above, that identifies community development and housing needs and specifies both short and long-term community development objectives that have been developed in accordance with the primary objective and requirements of the Housing and Community Development Act of 1974, as amended;

**Special Assessments --** It will not attempt to recover any capital costs of public improvements assisted in whole or in part with funds provided under section 106 of the Housing and Community Development Act of 1974, as amended, or with amounts resulting from a guarantee under section 108 of the same Act by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements, unless:

1. Funds received under section 106 of the Housing and Community Development Act of 1974, as amended, are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under Title I of that Act; or
2. For purposes of assessing any amount against properties owned and occupied by persons of moderate income, the grantee certifies to the Secretary that it lacks sufficient funds received under section 106 of the Housing and Community Development Act of 1974, as amended, to comply with the requirements of subparagraph (1) above;

**Lead-Based Paint --** Its notification, inspection, testing and abatement procedures concerning lead-based paint will comply with §570.608;

**Excessive Force --** It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

Signature Wyatt Shields (on file in HHS office)

Title Acting City Manager

Date August 21, 2006

Reviewed and Approved as to Form:  
Roy B. Thorpe, Jr.

\_\_\_\_\_  
City Attorney

**NOT APPLICABLE FOR THE CITY OF FALLS CHURCH**

**OPTIONAL CERTIFICATION  
CDBG**

Submit the following certification only when one or more of the activities in the final statement are designed to meet other community development needs having a particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the projected use of funds includes one or more specifically identified activities, which are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health and welfare of the community and other financial resources are not available to meet such needs.

Signature\_\_\_\_\_ Date \_\_\_\_\_

Title \_\_\_\_\_

## Specific HOME Certifications

The HOME participating jurisdiction certifies that:

**Appropriate Financial Assistance** -- before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing;

**Tenant Based Rental Assistance** -- If the participating jurisdiction intends to provide tenant-based rental assistance:

The use of HOME funds for tenant-based rental assistance is an essential element of the participating jurisdiction's annual approved housing strategy for expanding the supply, affordability, and availability of decent, safe, sanitary, and affordable housing.

(on file in HHS office)

August 21, 2006

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Signature

Date

Wyatt Shields

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Acting City Manager

Roy B. Thorpe, Jr.

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Reviewed and approved as to form: City Attorney

## **NOT APPLICABLE FOR THE CITY OF FALLS CHURCH**

### **ESG Certifications**

The Emergency Shelter Grantee certifies that:

**Match --** It will provide the matching supplemental funds required by §575.51. Describe the sources and amounts of the supplemental funds.

**Terms of Assistance --** It will comply with:

- (1) The requirements of §575.53 concerning the continued use of buildings, for which emergency shelter grant amounts are used, as emergency shelters for the homeless;
- (2) The building standards requirements of §575.55; and
- (3) The requirements of §575.57 concerning assistance to the homeless.

**Non-profit Subrecipients --** It will conduct its emergency shelter grant activities and the unit of general local government will ensure that nonprofit recipients conduct their activities in conformity with the nondiscrimination and equal opportunity requirements contained in §575.59(a) and the other requirements of this part and of other applicable Federal law.

**Use of Commercial Buildings --** If grant amounts are proposed to be used to provide emergency shelter for the homeless in hotels or motels, or other commercial facilities providing transient housing:

- (1) The grantee or nonprofit recipient has executed (or will execute) an agreement with the provider of such housing that comparable living space, in terms of quality, available amenities, and square footage, will be available in the facility for use as emergency shelter for at least the applicable period specified in §575.53;
- (2) Leases negotiated between the grantee or nonprofit recipient with the provider of such housing will make available such living space at substantially less than the daily room rate otherwise charged by the facility; and
- (3) The grantee or nonprofit recipient has considered using other facilities as emergency shelters, and has determined that the use of such living space in the facilities provides the most cost-effective means of providing emergency shelter for the homeless in its jurisdiction.

**Environmental --** It assures that no renovation, major rehabilitation, or conversion activity funded through the Emergency Shelter Grant Program will:

- (1) Involve alterations to a property that is listed on the National Register of Historic Places, is located in a historic district or is immediately adjacent to a property that is listed on the Register, or is deemed by the State Historic Preservation Officer to be eligible for listing on the Register;
- (2) Take place in any 100-year floodplain designated by map by the Federal Emergency Management Agency; or
- (3) Be inconsistent with HUD environmental standards in 24 CFR part 51 or with the State's Coastal Zone Management plan.

**NOT APPLICABLE FOR CITY OF FALLS CHURCH**

**HOPWA Certifications**

**Terms of Assistance --** It will maintain any building or structure assisted with under the HOPWA program as a facility to provide assistance for eligible persons:

- (1) For a period of not less than 10 years in the case of assistance involving new construction, substantial rehabilitation or acquisition of a facility; and
- (2) For a period of not less than 3 years in cases involving non-substantial rehabilitation or repair of a building or structure;



## **APPENDIX TO CERTIFICATIONS**

### **INSTRUCTIONS CONCERNING LOBBYING AND DRUG-FREE WORKPLACE REQUIREMENTS:**

#### **A. Lobbying Certification**

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

#### **B. Drug-Free Workplace Certification**

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification set out in paragraph (o).
2. The certification set out in paragraph (o) is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HUD, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.
3. For grantees other than individuals, Alternate I applies. (This is the information to which entitlement grantees certify).
4. For grantees who are individuals, Alternate II applies. (Not applicable to CDBG Entitlement grantees.)
5. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
6. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio stations).
7. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously

identified the workplaces in question (see paragraph five).8. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules:

"Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C.812) and as further defined by regulation (21 CFR 1308.11 through 1308.15);

"Conviction" means a finding of guilt (including a plea of nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes;

"Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any controlled substance;

"Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including: (i) All "direct charge" employees; (ii) all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and (iii) temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are not on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

# NOTICE OF AVAILABILITY

## Fiscal Year 2006 Consolidated Annual Performance and Evaluation Report

The FY 2006 Consolidated Annual Performance and Evaluation Report, to be submitted to the U.S. Department of Housing and Urban Development, details the City's housing and community development activities and programs implemented in FY 2006. A copy of the report will be available beginning August 14, 2006, at the Mary Riley Styles Library and at the Housing and Human Services Division.

*Citizens are invited to submit their comments on the report through September 6, 2006. Comments may be submitted in writing or by contacting Tennille Smith Parker 703-248-5170, fax 703-248-5149, electronic mail: [tparker@fallschurchva.gov](mailto:tparker@fallschurchva.gov)*

City of Falls Church  
Housing and Human Services Division  
300 Park Avenue, 100 W  
Falls Church, Virginia  
703-248-5005; TTY/Voice 711

The City of Falls Church is committed to the letter and spirit of the Americans with Disabilities Act. This document will be made available in alternate format upon request. Call 703-248-5005, (TTY 711).

# AVISO DE DISPONIBILIDAD

## *Reporte Consolidado de Ejecución y Evaluación del Año Fiscal 2006*

El Reporte Consolidado de Ejecución y Evaluación Anual (Consolidated Annual Performance and Evaluation Report) del Año Fiscal 2006, el cual será sometido al Departamento de Vivienda y Desarrollo Comunitario de los Estados Unidos, especifica las actividades de vivienda y desarrollo comunitario de la Ciudad de Falls Church y programas que han sido implementadas en el Año Fiscal 2006. Una copia del reporte estará disponible el 14 de agosto de 2006 en la biblioteca de Mary Riley Styles y en la División de Vivienda y Servicios Humanos.

Los residentes de la Ciudad están invitados a enviar sus comentarios por escrito o comunicarse con Tennille Smith Parker de la División de Vivienda y Servicios Humanos llamando al 703- 248-5170 hasta el 6 de septiembre de 2006. Comentarios también pueden ser enviados a Tennille Smith Parker por fax al 703-248-5149, por correo electrónico al [tparker@fallschurchva.gov](mailto:tparker@fallschurchva.gov) o por correo a la siguiente dirección:

City of Falls Church  
Housing and Human Services Division  
300 Park Avenue, 100W  
Falls Church, Virginia  
703-248-5005, TT/Voz 711

La Ciudad de Falls Church esta cometido en letra y espíritu con el Acta de Americanos con Incapacidades. Este documento puede ser solicitado en un formato alterno, llame al 703-248-5005, TTY/Voz 711

## **ATTACHMENT E**

### **SUMMARY OF CITIZEN COMMENTS**

Copies of the CAPER were available to the public in the City of Falls Church Library and City Hall from August 18<sup>th</sup> through September 6, 2006. No comments were received.

## HUD Median Income Limits - Calendar Year 2005

### City of Falls Church

Number of Persons in Household	1	2	3	4	5	6	7	8
<b>HUD Median Income</b>				<b>\$89,300</b>				
30% of Median	\$18,753	\$21,432	\$24,111	\$26,790	\$28,933	\$31,076	\$33,220	\$35,363
40% of Median	\$25,004	\$28,576	\$32,148	\$35,720	\$38,578	\$41,435	\$44,293	\$47,150
50% of Median	\$31,255	\$35,720	\$40,185	\$44,650	\$48,222	\$51,794	\$55,366	\$58,938
60% of Median	\$37,506	\$42,864	\$48,222	\$53,580	\$57,866	\$62,153	\$66,439	\$70,726
70% of Median	\$43,757	\$50,008	\$56,259	\$62,510	\$67,511	\$72,512	\$77,512	\$82,513
80% of Median	\$50,008	\$57,152	\$64,296	\$71,440	\$77,155	\$82,870	\$88,586	\$94,301

Effective February 2005

## FY 2005 CDBG Maximum Income Limits

<b>1</b>	<input type="checkbox"/> \$18,750 or less	<input type="checkbox"/> \$18,751-\$31,250	<input type="checkbox"/> \$31,251-\$40,600
<b>2</b>	<input type="checkbox"/> \$21,450 or less	<input type="checkbox"/> \$21,451-\$35,700	<input type="checkbox"/> \$35,701-\$46,400
<b>3</b>	<input type="checkbox"/> \$24,100 or less	<input type="checkbox"/> \$24,101-\$40,200	<input type="checkbox"/> \$40,201-\$52,200
<b>4</b>	<input type="checkbox"/> \$26,800 or less	<input type="checkbox"/> \$26,801-\$44,650	<input type="checkbox"/> \$44,651-\$58,000
<b>5</b>	<input type="checkbox"/> \$28,950 or less	<input type="checkbox"/> \$28,951-\$48,200	<input type="checkbox"/> \$48,201-\$62,650
<b>6</b>	<input type="checkbox"/> \$31,100 or less	<input type="checkbox"/> \$31,101-\$51,800	<input type="checkbox"/> \$51,800-\$67,300
<b>7</b>	<input type="checkbox"/> \$33,200 or less	<input type="checkbox"/> \$33,201-\$55,350	<input type="checkbox"/> \$55,351-\$71,900
<b>8</b>	<input type="checkbox"/> \$35,350 or less	<input type="checkbox"/> \$35,351-\$58,950	<input type="checkbox"/> \$58,951-\$76,550
	(Extremely Low Income)	(Low-Income)	(Moderate Income)

## FY 2006 HOME Maximum Income Limits

Household Size	1 Person	2 Person	3 Person	4 Person	5 Person	6 Person	7 Person	8 Person
<b>60% AMFI</b>	\$37,500	\$42,840	\$52,200	\$58,000	62,650	\$67,300	\$71,900	\$76,550

**City of Falls Church**  
**Consolidated Annual Performance and Evaluation Report (CAPER) -- Fiscal Year 2006**  
**(Addendum)**

Community Development Block Grant (CDBG) Activity Worksheet  
Income and Hispanic Ethnicity Demographic Information

CDBG Activity	Hispanic										VLI	LI	MI
	White	Black	Asian	American Indian or Alaskan Native	Native Hawaiian /Other Pacific Islander	Amer.Ind . or Alaskan Native/ White	Asian/ White	Black/ White	Amer.Ind. or Alaskan Native/ /Black	Other Multirace			
Therapeutic Recreation	0	0	0	0	0	0	0	0	0	0	Presumed Benefit for Low Income		
Tenant-based Rental Assistance	2	0	0	0	0	0	0	0	0	0	17	5	0
Housing Law	0	0	0	0	0	0	0	0	0	1	5	3	0
First Time Homebuyers Assistance	0	0	0	0	0	0	0	0	0	1	0	0	4
Business Development Assistance Group	0	0	0	0	0	0	0	0	0	12	5	9	1
Even Start	0	0	0	0	0	0	0	0	0	18	29	4	2
Shelter	0	0	0	0	0	0	0	0	0	7	44	14	7
Transitional Housing for Women (Ives House)	0	0	0	0	0	0	0	0	0	0	6	0	0
Total	2	0	0	0	0	0	0	0	0	39	50	35	14

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